





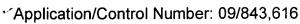
## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FI	LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	ATTORNEY DOCKET NO. CONFIRMATION NO.	
09/843,616	(	04/26/2001	John B. Rosen	RPD 320M	RPD 320M 7674	
23581	7590	09/23/2002				
KOLISCH	HARTW!	ELL, P.C.	EXAMINER			
520 S.W. YA SUITE 200			ANDE		SON, GERALD A	
PORTLAND	O, OR 972	204		ART UNIT	ART UNIT PAPER NUMBER	
				3637		
			DATE MAILED: 09/23/2002			

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)	Δ
	09/843,616	JOHN B. ROSEN	
Office Action Summary	Examiner	Art Unit	
•	JERRY A ANDERSON	3637	
The MAILING DATE of this communication ap			ss
Period for Reply			
A SHORTENED STATUTORY PERIOD FOR REPL THE MAILING DATE OF THIS COMMUNICATION.  - Extensions of time may be available under the provisions of 37 CFR 1. after SIX (6) MONTHS from the mailing date of this communication.  - If the period for reply specified above is less than thirty (30) days, a replection of the period for reply is specified above, the maximum statutory period.  - Failure to reply within the set or extended period for reply will, by statured to reply within the set or extended period for reply will, by statured to reply will by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).  Status	.136(a). In no event, however, may a ply within the statutory minimum of thir d will apply and will expire SIX (6) MON te, cause the application to become A	reply be timely filed ty (30) days will be considered timely. NTHS from the mailing date of this commu BANDONED (35 U.S.C. § 133).	inication.
1) Responsive to communication(s) filed on	·		
2a) ☐ This action is <b>FINAL</b> . 2b) ☐ T	his action is non-final.		
Since this application is in condition for allow closed in accordance with the practice unde Disposition of Claims			erits is
4) $\boxtimes$ Claim(s) 23-50 is/are pending in the applicat	ion.		
4a) Of the above claim(s) is/are withdra			
5) Claim(s) is/are allowed.			
6) Claim(s) is/are rejected.			
7) Claim(s) is/are objected to.			
8) Claim(s) 23-50 are subject to restriction and/o	or election requirement.		
Application Papers			
9) The specification is objected to by the Examin			
10) The drawing(s) filed on is/are: a) □ acco			
Applicant may not request that any objection to t			•
11) The proposed drawing correction filed on		disapproved by the Examiner.	
If approved, corrected drawings are required in re			
12) The oath or declaration is objected to by the E	xammer.		
Priority under 35 U.S.C. §§ 119 and 120		S 440(=) (d) == (f)	
13) Acknowledgment is made of a claim for foreign	in priority under 35 0.5.C.	9 119(a)-(d) of (i).	
a) All b) Some * c) None of:	ata baya baan rassiyad		
1. Certified copies of the priority documer		Application No.	
2. Certified copies of the priority documer			~~
<ul><li>3. Copies of the certified copies of the pri- application from the International B</li><li>* See the attached detailed Office action for a lis</li></ul>	ureau (PCT Rule 17.2(a)).		y <del>c</del>
14) Acknowledgment is made of a claim for domes	itic priority under 35 U.S.C.	§ 119(e) (to a provisional ap	plication).
<ul> <li>a) ☐ The translation of the foreign language point</li> <li>15)☐ Acknowledgment is made of a claim for domest</li> </ul>			
Attachment(s)			
1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449) Paper No(s)	5) Notice of	Summary (PTO-413) Paper No(s) Informal Patent Application (PTO-15	



Art Unit: 3637

This application contains claims directed to the following patentably distinct species of the claimed invention: the species of Figures 1-4, the species of Figure 5, and the species of Figure 6-9.

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, no claim is generic since claims 23 and 24 do not read on figures 6-9.

Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over



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the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

A telephone call was made to Mr. D. Cooper on 28 June 2002 to request an oral election to the above restriction requirement, but did not result in an election being made.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JERRY A ANDERSON whose telephone number is 703 308 2202. The examiner can normally be reached on 9:30 - 6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lanna Mai can be reached on 703 308 2486. The fax phone numbers for the organization where this application or proceeding is assigned are 703 305 3597 for regular communications and 703 305 3597 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703 308 2168.

HRRYXX ANDERSON

A∦ Unit 3637

jaa

September 15, 2002